

Report Date: October 16, 2006

**United States District Court**

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

for the

OCT 18 2006

**Eastern District of Washington**

JAMES R. LARSEN, CLERK

DEPUTY  
RICHLAND, WASHINGTON

**Request for Modifying the Conditions or Term of Supervision  
with Consent of the Offender  
(Probation Form 49, Waiver of Hearing is Attached)**

Name of Offender: Matthew D. Horn

Case Number: 2:03CR00256-001

Name of Sentencing Judicial Officer: The Honorable Edward F. Shea, U.S. District Judge

Date of Original Sentence: 02/17/2005

Type of Supervision: Supervised Release

Original Offense: Possession with Intent to Distribute  
at Least 20 Kilograms of Marijuana, 21 U.S.C. §  
841(a)(1); Conspiracy to Possess with Intent to  
Distribute at Least 40 Kilograms of Marijuana, 21  
U.S.C. § 846; Importation of at Least 40 Kilograms of  
Marijuana but Less than 60 Kilograms of Marijuana,  
21 U.S.C. § 952(a); Conspiracy to Import Marijuana  
of at Least 40 Grams but Less than 60 Kilograms of  
Marijuana, 21 U.S.C. § 963

Date Supervision Commenced: 07/11/2006

Original Sentence: Prison - 18 Months; TSR - 48  
Months

Date Supervision Expires: 07/10/2010

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**PETITIONING THE COURT**

To modify the conditions of supervision as follows:

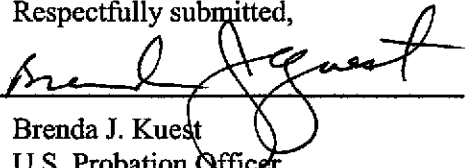
- 18 You shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, not to exceed six tests per month, as directed by the probation officer, pursuant to 18 U.S.C. § 3583(d).

**CAUSE**

On October 3, 2006, the U.S. Probation Office in the Central District of California submitted a letter requesting that the offender's conditions of supervised release be modified as outlined in the Probation 49 form. The letter is attached for the Court's review detailing the reasons for this modification. This request appears appropriate.

Respectfully submitted,

by



Brenda J. Kuest  
U.S. Probation Officer

Date: October 16, 2006

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Prob 12B

**Re: Horn, Matthew D.**

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THE COURT ORDERS

- ☐ No Action
- ☐ The Extension of Supervision as Noted Above
- ☒ The Modification of Conditions as Noted Above
- ☐ Other



Signature of Judicial Officer

10/18/06

Date

**United States District Court**Eastern District of Washington**Waiver of Hearing to Modify Conditions  
of Probation/Supervised Release or Extend Term of Supervision**

I have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my Conditions of Probation and Supervised Release or my period of supervision being extended. By "assistance of counsel," I understand that I have the right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the court to appoint counsel to represent me at such a hearing at no cost to myself if I am not able to retain counsel of my own choosing.

I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I also agree to the following modification of my Conditions of Probation and Supervised Release or to the proposed extension of my term of supervision:

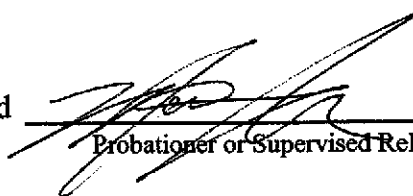
Matthew Horn, as a condition of supervision, shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, not to exceed six tests per month, as directed by the probation officer, pursuant to 18 USC 3583(d).

Witness



U.S. Probation Officer

Signed



Probationer or Supervised Releasee

9/19/06

Date